



**Findings of the Fitness to Practise Committee
following an Inquiry held pursuant to Part 8
of the Medical Practitioners Act 2007**

Registered Medical Practitioner:	Dr Iwona Kulczyk-Repec
Registration Number:	279617
Registered Address:	Kentville Mill Road Midleton Co Cork
Date of Inquiry:	3 rd September, 25 th October & 20 th December 2012
Members of Inquiry Committee:	Dr Deirdre Madden (Chair) Dr Mary Henry Mr Michael Brophy
Legal Assessor:	Mr Seamus Woulfe S.C.
Appearances - For the Chief Executive:	Mr. JP Mc Dowell of Mc Dowell Purcell Solicitors.
For the Practitioner:	Mr Diarmaid Falvey, Solicitor

Findings of the Committee:

Allegation 1:

That Dr Kulczyk-Repec, being a registered medical practitioner, failed to comply on or after 17 February 2010 either adequately or at all with one or more of the conditions attaching to the retention of her name on the Register of Medical Practitioners

Having regard to the evidence adduced, the Committee found that :

Allegation 1 was proven as to fact.

Reason: It was admitted on behalf of Dr Kulczyk-Repec that while she did make some attempts to comply with the conditions her attempts at compliance were not adequate in the circumstances.

Allegation 1 did amount to a failure to comply with a relevant condition.

Reason: It was admitted on behalf of Dr Kulczyk-Repec.

Allegation 2:

That Dr Kulczyk-Repec failed to engage and/or correspond either adequately or at all with the Medical Council as regards her compliance with the conditions referred to in 1 above.

Allegation 2 was proven as to fact.

Reason: It was admitted on behalf of Dr Kulczyk-Repec.

Allegation 2 did amount to professional misconduct.

Reason: Consistent failure to engage adequately with the Medical Council as regards compliance with conditions imposed by Council is a serious falling short of the standards expected of registered medical practitioners.

The Committee finds that the test for professional misconduct was established beyond reasonable doubt.

Other matters relating to the registered medical practitioner the subject of the complaint which the Committee considers appropriate to specify:

Mitigating circumstances which the Committee took into account include

- Dr Kulczyk-Repec's ill-health over the period in question
- Her admissions of and insight into her failure to comply with the conditions.
- Professor Bradley's support for her return to work subject to her continued engagement with him
- Some of the difficulties experienced by Dr Kulczyk-Repec in complying with the conditions were matters outside of her control.



Chairperson

20th December, 2012

Date